

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Social Welfare— Prakasam District – Ongole Division – Parchur Mandal, Cherukur village – Acquisition of land of Ac.22.78 cents for provision of house sites to weaker section people – Release of Decretal charges to comply court orders in AS No.1282/99, 2405/2000 and 1878/03 against OP Nos.17/95, 18/95 and 19/95 – permission accorded - Orders issued.

SOCIAL WELFARE (LA) DEPARTMENT

G.O.Rt.No: 660

Dated :25-09-2008

Read the following:

1. From the District Collector, Prakasam, Letter Rc. No.G2/8922/1998, dated.15-6-2006.
2. From the Commissioner of Social Welfare, AP, Hyderabad letter Rc No.LA4/6784/06, Dt.23-1-2007.
3. Govt. Memo.No.2572/LA.1/2005-4, SW Dept., dated.2-5-2007.
4. From the District Collector, Prakasam, Letter Rc. No.G2/8222/1998, dated.28-10-2007.
5. From the Commissioner of Social Welfare, AP, Hyderabad letter Rc No.LA4/6784/07, Dt.30-11-2007.

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ORDER :

The Commissioner of Social Welfare, Andhra Pradesh, Hyderabad, in his letters 2nd and 5th read above, while forwarding the proposal of the District Collector, Prakasam has requested the Government , for release of an amount of Rs.9,01,076/- towards decretal charges in OP.Nos.17/95, 18/95 and 19/95.

2. The Land Acquisition Officer & the then MRO, Parchur has acquired the land for an extent of Ac.29,78 cents i.e., 5.08 cents in Sy.No.600/1, Ac.16.35 cents in S.No.583/6B, 583/8 etc., and Ac.8.35 cents in S.No.636/1, 637/1 etc., of Cherukur village of Parchur Mandal for provision of house sites to weaker sections and passed award No.5/83, dated.2-5-1983, No.8/83, dated.30-5-1983 and No.6/83, dated.2-5-1983, duly fixing the market value @ Rs.12,000/- per acre. Aggrieved by the Award passed by the Land Acquisition Officer the land owners/claimants filed petitions under Section 18 of LA Act and the Senior Civil Judge, Parchur in his order dated.30-11-1998 in OP.NO.17/95, 18/95 and 19/95, has enhanced the market value of the land from Rs.12,000/- to Rs.20,000/- per acre, solatium at 30% on land value and interest at 6% per annum. On the common order of Sr. Civil Judge, Parchur, the Land Acquisition Officer & Ex.Tahsildar, Parchur has preferred appeals before Hon'ble High Court in AS No.1878/03, AS No.2405/2000 and AS No.1282/99. The Division Bench of Hon'ble High Court dismissed the appeals preferred by the Govt., on 1-12-2005 in AS No.1282/99, 2405/2000 and AS No.1878/2003 and confirmed the decrees and judgement of the Sr.Civil Judge, Parchur in OP Nos.17/95, 18/95 and 19/95, dated.30-11-1998 with additional benefit that the claimants are entitled to all the statutory benefits under the amended provisions of the L.A. Act including interest on solatium and Additional Market value.

3. As per the instructions issued by Finance Dept, in their U.O.Note No.9730-A/133/Exp.SW/07, dated.17-4-2007, Government in the Memo.No.2572/ LA.1/2005-4, Social Welfare Department, dated.2-5-2007 has requested all the District Collectors to furnish revised calculation sheets. Accordingly, the District Collector, Prakasam in his letter dated.28-10-2007 has

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reported that out of the total amount of Rs.15,00,982/- to be paid in OP No.17/95, 18/95 and 19/95, the amount of Rs.5,99,906/-already paid, was deducted and the remaining amount of Rs.9,01,076/- has to be paid to the land owners. The Commissioner of Social Welfare, AP, Hyderabad has requested the Government to release Decretal charges of an amount of Rs.9,01,076/- to the District Collector, Prakasam.

4. After careful examination of the matter, in consultation with Law and Finance Departments, Government hereby accord permission to utilize an amount of Rs.9,01,076/- (Rupees nine lakhs one thousand and seventy six only) to the District Collector, Prakasam towards decretal charges for acquisition of land to an extent of Ac.22.78 cents of Cherukur village of Parchur Mandal for provision of house sites to weaker sections, to comply with the orders of the Court.

5. The expenditure sanctioned in para (4) above shall be debited to 2225-Welfare of Scheduled Castes, Scheduled Tribes and other Backward Classes - 01 Welfare of Scheduled Castes – M.H.283- Housing – GH.11- Normal State Plan – SH (08) – Acquisition of House Sites to weaker sections under INDIRAMMA Programme – 310 – Grants-in-aid 312 – Other Grants-in-aid “and shall be met from the provision available in Budget Estimates 2008-09.

6. The Commissioner of Social Welfare, Hyderabad, is requested to issue necessary proceedings to the District Collector, Prakasam, to deposit the amount sanctioned above to comply with the orders of the Court.

7. The District Collector, Prakasam, is requested to verify the calculation sheet submitted by the Land Acquisition Officer once again before issue of proceedings for releasing the amount, if any discrepancy/excess claim is found in the calculation sheet in future, the Land Acquisition Officer shall be held solely responsible.

8. This order issues with the concurrence of Finance (Exp.SW) Department vide their U.O.No.19702/296/Expr.SW/08, dated.29-8-2008.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

V. NAGI REDDY,
PRINCIPAL SECRETARY TO GOVERNMENT

To
The Commissioner of Social Welfare,
Andhra Pradesh, Hyderabad.
The District Collector, West Godavari, Eluru.
Copy to :
The Director of Treasuries and Accounts, A.P. Hyderabad.
The Pay and Accounts Officer, Hyderabad.
The Accountant General, A.P, Hyderabad.
The District Treasury Officer, West Godavari, Eluru.
Finance (Exp.SW) /(BG) Department.
Sf/sc

//FORWARDED::BY ORDER//

SECTION OFFICER